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TITLE 6—AGRICULTURAL CREDIT

Chapter V—Production and Marketing Administration (Diversion Programs)

PART 507—CITRUS FRUIT EXPORT PROGRAM

TERMS AND CONDITIONS OF CITRUS FRUIT EXPORT PROGRAM

- Sec.
- 507.1 General statement.
- 507.2 Approved countries.
- 507.3 Rate of payment.
- 507.4 Eligibility for payments.
- 507.5 Claims supported by proof of exportation.
- 507.6 Records and accounts.
- 507.7 Amendment and termination.
- 507.8 Persons not eligible.
- 507.9 Definitions.

AUTHORITY: §§ 507.1 to 507.9 issued under sec. 32, 49 Stat. 774, as amended, sec. 112 (f), Pub. Law 472, 80th Cong., 7 U. S. C. 612c.

§ 507.1 *General statement.* (a) In order to encourage the exportation of citrus fruits and juices produced in the United States, the Secretary of Agriculture, pursuant to the authority conferred by section 32 of Public Law 320, 74th Congress, as amended, and section 112 (f) of the Foreign Assistance Act of 1948, offers to make payments to U. S. exporters of citrus fruits and juices as defined in paragraph (b) of this section which are sold for export to an approved country as designated in § 507.2, subject to the terms and conditions hereinafter set forth.

(b) Payments under this offer will be limited to the following citrus fruits and juices: packed fresh oranges, grapefruit, tangerines, and lemons; canned concentrated orange juice, grapefruit juice, and lemon juice; canned single-strength orange juice, tangerine juice, grapefruit juice, lemon juice, and blended juice; and canned grapefruit segments.

(c) Information pertaining to the operation of this program and forms prescribed for use thereunder may be obtained from the following representatives of the Secretary designated for each area from which citrus products originate:

Texas: J. Wayne Reitz, Fruit and Vegetable Branch, FMA, U. S. Department of Agriculture, Washington 25, D. C.

Florida: M. F. Miller, Fruit and Vegetable Branch, FMA, U. S. Department of Agriculture, P. O. Box 19, Lakeland, Fla.

California and Arizona: M. T. Coogan, Fruit and Vegetable Branch, FMA, U. S. Department of Agriculture, 1208 Santee Street, 12th Floor, Los Angeles 16, Calif.

§ 507.2 *Approved countries.* (a) An approved country shall be any one of the following countries and territories, excluding dependent areas under their administration:

Austria.	Italy.
Belgium.	Luxembourg.
Denmark.	Netherlands.
Eire.	Norway.
France.	Portugal.
Bi-Zonal Germany.	Sweden.
French Zone Germany.	Switzerland.
Greece.	Trieste.
Iceland.	Turkey.
	United Kingdom.

(b) No payment will be made under this offer with respect to citrus fruits and juices sold for export to the United Kingdom until, as determined by the Secretary, 1,000,000 gallons of citrus juice concentrate, or its equivalent, have been sold for export to the United Kingdom during the period July 1, 1948 to June 30, 1949, without benefit of any export payment under this offer. Public announcement will be made when this quantity has been sold for export to the United Kingdom.

§ 507.3 *Rate of payment.* The rate of payment by the Secretary will be one-fourth (¼) of the export gross sales price (computed before deduction of such payment) basis free alongside ship United States port. Such gross sales price shall not exceed the domestic market price of the product on the date of sale and at the place of delivery as determined by the Secretary, or his representative. The total amount invoiced the buyer and the Secretary shall not exceed the gross sales price as described herein.

§ 507.4 *Eligibility for payment.* (a) No payment will be made hereunder, unless the exporter executes and files Form FV-407, "Notice of Intention to File Claim under Citrus Fruit Export Program," with the designated representative of the Secretary for the area of origin of the products to be exported as

(Continued on next page)

CONTENTS

Agriculture Department	Page
See also Bureau of Entomology and Plant Quarantine.	
Rules and regulations:	
Citrus fruit export program; terms and conditions	7379
Alien Property, Office of	
Notices:	
Vesting orders, etc.	
Ateliers de Construction Mecanique de Tirlemont	7394
Frisch, Joseph	7390
Hardy, Louise Mary	7393
Idzikowski, Leon	7394
Initzky, Frau Hanna	7391
M. Arct Zaklady Wydawnicze, Spolka Akcyjna	7394
Nakata, Shizuo	7394
Nassauische Landesbank-Landesbankstelle	7393
Okamoto, Hisajiro	7391
Plach, Karl, and Christine Kraupar	7394
Pretzfeld, Eugene W., et al.	7390
Schutz, Henriette	7391
Waletzko, Valentin, et al.	7392
Yamanaka & Co., Ltd., et al.	7392
Yoshimoto, Shunosuke, and Yukie Suzuki	7393
Civil Aeronautics Board	
Notices:	
Servicos Aereos Cruzeiro Do Sul, Ltda., hearing	7387
Entomology and Plant Quarantine Bureau	
Rules and regulations:	
Quarantine notices, domestic; cooperative suppression of plant diseases and insect pests; importation of plants or plant products by mail	7382
Federal Communications Commission	
Notices:	
Massasoit Broadcasting Corp. et al., hearing	7386
Federal Power Commission	
Notices:	
Hearings, etc.	
Colorado-Wyoming Gas Co.	7388
Kellett, Ernest G., and Kilshaw McHenry Irwin	7387
Pittsburgh and West Virginia Gas Co. et al.	7387



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CONTENTS—Continued

Federal Security Agency	Page
Rules and regulations:	
Editorial changes incident to preparation of 1949 Code of Federal Regulations.....	7385
Federal Trade Commission	
Notices:	
Skin Culture Institute, Inc., and Anthony Getz; hearing.....	7388
International Trade, Office of	
Rules and regulations:	
Licensing policies and related special provisions; fats and oils.....	7382
Licenses, provisions for individual and other validated; silicon steel sheets.....	7382
Interstate Commerce Commission	
Notices:	
Coal, unloading at Gilbert, W Va.....	7388

CONTENTS—Continued

Interstate Commerce Commission—Continued	Page
Rules and regulations:	
Reports, periodical; protection of perishable freight.....	7386
Land Management, Bureau	
Notices:	
Alaska; withdrawal of public land for use of Department of Army for experimental purposes.....	7386
Rules and regulations:	
Alaska; withdrawal of public lands:	
Bureau of Mines, lands released for use of.....	7385
Department of the Army, land used for experimental purposes.....	7385
California:	
Transfer of lands from Trinity National Forest to Mendocino National Forest.....	7384
Withdrawal of public lands for use of War Department for aviation purposes.....	7383
Mineral lands, agricultural entries on; miscellaneous amendments.....	7383
New Mexico; revocation of withdrawal of public lands for use of War Department as auxiliary landing field and practice bombing ranges.....	7383
South Dakota, revocation of withdrawal of public lands for use of War Department as pattern gunnery range.....	7384
Washington; revocation of withdrawal of public lands for use of War Department as artillery range.....	7385
Securities and Exchange Commission	
Notices:	
Hearings, etc..	
American Research and Development Corp. et al.....	7389
Long Island Lighting Co. et al.....	7388
Standard Gas and Electric Co.....	7389

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

Title 3—The President	Page
Chapter II—Executive Orders:	
June 21, 1890 (revoked in part by PLO 534).....	7385
Title 6—Agricultural Credit	
Chapter V—Production and Marketing Administration (Diversion Programs)	
Part 507—Citrus fruit export program.....	7379
Title 7—Agriculture	
Chapter III—Bureau of Entomology and Plant Quarantine:	
Part 301—Domestic quarantine notices.....	7382

CODIFICATION GUIDE—Con.

Title 7—Agriculture—Con.	Page
Chapter III—Bureau of Entomology and Plant Quarantine—Continued	
Part 303—Cooperative suppression of plant diseases and insect pests.....	7382
Part 351—Importation of plants or plant products by mail.....	7382
Title 15—Commerce and Foreign Trade	
Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce:	
Part 373—Licensing of policies and related special provisions.....	7382
Part 374—Provisions for individual and other validated licenses.....	7382
Title 43—Public Lands: Interior	
Chapter I—Bureau of Land Management, Department of the Interior:	
Part 102—Agricultural entries on mineral lands.....	7383
Appendix—Public land orders:	
75 (revoked in part by PLO 535).....	7385
110 (revoked by PLO 529).....	7383
147 (revoked by PLO 531).....	7384
186 (revoked by PLO 530).....	7383
529.....	7383
530.....	7383
531.....	7384
532.....	7384
533.....	7385
534.....	7385
535.....	7385
Title 45—Public Welfare	
Subtitle A—Federal Security Agency, General Administration:	
Part 1—Organization and delegations of final authority.....	7385
Part 10—Public information and inspection of final opinions, orders and official records.....	7385
Part 30—Administrative procedures and forms.....	7385
Title 49—Transportation and Railroads	
Chapter I—Interstate Commerce Commission:	
Part 120—Annual, special or periodical reports.....	7386

indicated in § 507.1. A separate form must be filed for each anticipated claim by mail, postmarked not later than 48 hours after the date of the export sale or the date on which the exporter receives the buyer's acceptance of the offer to sell and, in any event, not later than June 17, 1949. No payment will be made if such form is mailed after such 48-hour period, and no payment will be made in excess of the sum to be billed the Secretary as shown in the executed form FV-407, unless the Secretary or his representative, upon written request by the exporter, stating his reasons therefor, waives such delay in filing or approves such greater amount. The Secretary or his representative will notify the exporter

as promptly as possible after receipt of any executed form FV-407 if the gross sales price, indicated in such form, exceeds the domestic market price for the product (§ 507.3) or if any other information shown in such form does not conform with the terms and conditions of this offer.

(b) Payment shall be made hereunder only with respect to citrus fruits and juices sold for export which conform with the following requirements:

(1) *Grades.* (i) Florida or Texas fresh oranges, grapefruit, and tangerines shall meet the requirements for Standard Pack, and for U. S. No. 2 Grade or better, as defined in the latest respective "United States Standards" for these fruits, and shall also meet the following standards for export: Not more than a total of 10 percent of the fruit in any container shall be soft, affected by decay, damaged by skin breakdown, have broken skins which are not healed, growth cracks, damage by creasing, or serious damage by dryness or mushy condition, except that:

Not more than 5 percent of the fruit shall be soft;

Not more than $\frac{1}{2}$ of one percent of the fruit shall be affected by decay;

Not more than 5 percent of the fruit shall be damaged by skin breakdown;

Not more than 3 percent of the fruit shall have broken skins which are not healed;

Not more than 3 percent of the fruit shall have growth cracks;

Not more than 5 percent of the fruit shall be damaged by creasing; and

Not more than 5 percent of the fruit shall be seriously damaged by dryness or mushy condition.

Any lot of fruit shall be considered as meeting the standards for export if the entire lot averages within the requirements specified for each defect: *Provided*, That no sample from the containers in any lot is found to exceed double the percentage specified for each defect, and that not more than a total of 10 percent of all defects enumerated or itemized is found in any container.

(ii) California or Arizona oranges, grapefruit, or lemons shall meet the requirements for Standard Pack, and for U. S. No. 2 Grade or better, and also the Standards for Export, as defined in the latest respective "United States Standards" for these fruits.

(iii) Canned processed citrus fruits and juices shall meet the requirements for U. S. Grade A as defined in the latest respective "United States Standards" or "Tentative United States Standards" for such products or such other specifications which may be established by the Secretary or his representative in the absence of "United States Standards" or "Tentative United States Standards." Cans shall be sound and clean, free from rust and serious dents.

(2) *Inspection.* Exporters shall be required to furnish certificates of inspection for each lot of fresh or processed citrus fruits or juices sold for export pursuant to this offer. Such certificates for fresh fruit shall be issued by the Federal or Federal-State Inspection Service and for processed products by representatives of the Processed Products Standardization and Inspection Division, Fruit

and Vegetable Branch, Production and Marketing Administration, U. S. Department of Agriculture. Inspection must be performed immediately prior to loading for shipment to the port of exportation.

(3) *Shipping containers.* All products shall be packed in cases or boxes acceptable for export shipment in accordance with standard commercial practice for export. The best known practices to prevent shrinkage and decay of fruit produced in respective producing areas shall be followed in packing fresh fruit for export shipment.

(c) No payment hereunder will be made in connection with any sale for export unless the sales contract is entered into on or after the effective date hereof and prior to 12:00 o'clock midnight, e. s. t., June 15, 1949, and unless the product is exported pursuant to such sale on or after the date of such sales contract and prior to 12:00 o'clock midnight, e. s. t., June 30, 1949. The sales contract must show the date of sale, sales price free alongside ship, United States port, quantity and description of the product, and country of destination.

(d) The exporter, by filing a "Notice of Intention to File Claim under Citrus Fruit Export Program," as required in paragraph (a) of this section, shall certify that, to the best of his knowledge and belief, the products exported under this program will thereafter not reenter the United States or its territories or possessions in the form of fresh or processed citrus fruits or juices (including damaged fruits or juices and salvage therefrom). In the event of such reentry, the exporter shall refund to the Secretary any export payment received under this offer with respect to the quantity involved in such reentry.

§ 507.5 *Claims supported by proof of exportation.* (a) The exporter shall file a separate claim for payment for each export sale hereunder with the area representative of the Secretary with whom he filed Form FV-407, "Notice of Intention," not later than July 10, 1949: *Provided*, That, upon request of the exporter indicating his reasons therefor, the Secretary, or his representative, may, if he deems it desirable, grant an extension of time for such filing. Each claim for payment shall be filed in an original and three copies on voucher form FDA-564, "Public Voucher—Diversion Programs," and shall be supported by (1) two certified copies of the sales contract, (2) two certified copies of the sales invoice to the buyer, (3) two copies of the ocean on-board bill of lading signed by an agent of the steamship company, (4) the original and one copy of the inspection certificate required in paragraph (b) (2) of § 507.4, and (5) such other documents, if any, as may be required by the Secretary, or his representative, evidencing sale and exportation of the product on which payment is claimed.

(b) The on-board bill of lading must show the quantity and description of the product, the date and place of loading on vessel, the destination of the product, and the name and address of both the exporter and consignee. If the shipper or consignor named in such bill of lading

is other than the exporter (seller) named in the sales contract, the exporter shall furnish with his claim a waiver by such shipper or consignor, in favor of such exporter, of any right to claim payment under this program for the product covered by such bill of lading.

§ 507.6 *Records and accounts.* The exporter shall maintain adequate records showing purchases, sales, and deliveries of citrus fruits and juices exported or to be exported in connection with this program. Such records, accounts, and other documents relating to any transaction in connection with this program shall be available during regular business hours for inspection and audit by authorized employees of the United States Department of Agriculture, and shall be preserved for two years after the effective date of this offer.

§ 507.7 *Amendment and termination.* This offer may be amended or terminated by the Secretary at any time upon public announcement of such amendment or termination. Notice of such amendment or termination will be transmitted promptly to every exporter of citrus fruits and juices as reflected by the records of the Secretary or his representative. Any such amendment or termination shall not be applicable to sales for export (which otherwise comply with the terms of this offer) made before the effective time and date of such amendment or termination.

§ 507.8 *Persons not eligible.* No member of or delegate to Congress, or resident Commissioner, shall be admitted to any share or part of any payment made under this offer or to any benefit that may arise therefrom, but this provision shall not be construed to extend to a payment made to a corporation for its general benefit.

§ 507.9 *Definitions.* As used herein, the following terms have the following meanings:

(a) "Secretary" means the Secretary of Agriculture of the United States, or any authorized representative of the Secretary.

(b) "Exporter" means any individual, corporation, partnership, association, or other business entity engaged in the business of selling for export citrus fruits and juices, produced and packed or processed, in the continental United States.

(c) "Sale" or "sales contract" includes a contract to sell. The contract shall consist of a written instrument signed by buyer and seller or a written offer and acceptance evidenced by an exchange of telegrams, cablegrams, or letters.

(d) "Date of sale" means the date of signing by both buyer and seller of a written contract or the date of written acceptance of a written offer or counter-offer to buy or sell.

(e) "Public announcement" means the issuance of a press release or the publications of a notice in the FEDERAL REGISTER.

Effective date. This offer shall be effective on December 1, 1948.

NOTE: The record keeping and reporting requirements contained herein have been ap-

proved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Dated this 29th day of November 1948.

[SEAL] RALPH S. TRIGG,
*Authorized Representative
of the Secretary of Agriculture.*

[F. R. Doc. 48-10534; Filed, Dec. 2, 1948;
8:52 a. m.]

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine, Department of Agriculture

PART 301—DOMESTIC QUARANTINE NOTICES

PART 303—COOPERATIVE SUPPRESSION OF PLANT DISEASES AND INSECT PESTS

PART 351—IMPORTATION OF PLANTS OR PLANT PRODUCTS BY MAIL

REDESIGNATION OF SECTION NUMBERS

Sections 301.48d, 301.52-4d, 301.72c, 303.1-1, 303.1-2, 303.1-3, 303.1-4, 303.1-5, 303.1-6, and 351.10 of Title 7 of the Code of Federal Regulations (13 F. R. 2252, 3177, 2767, 5140; and 7 CFR 351.10) are hereby redesignated respectively as §§ 301.48a, 301.52-4a, 301.72a, 303.1, 303.2, 303.3, 303.4, 303.5, 303.6, and 351.7.

P. N. ANNAND,
*Chief, Bureau of Entomology
and Plant Quarantine.*

[F. R. Doc. 48-10520; Filed, Dec. 2, 1948;
8:47 a. m.]

TITLE 15—COMMERCE

Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce

[3d Gen. Rev. of Export Regs., Amdt. 24]

PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

FATS AND OILS

Part 373, Licensing Policies and Related Special Provisions, is amended by adding thereto a new § 373.16 to read as follows:

§ 373.16 *Special provisions for fats and oils.* Fats and oils commodities on the Positive List having the processing code FATS, will be licensed for export in accordance with the licensing policy set forth in § 373.2 and the following special provisions:

(a) *Additional information required from exporters of lard, cottonseed oil, and soybean oil.* Applicants for licenses to export the following commodities must file with the Department of Commerce, Washington 25, D. C., three copies of Form IT 707,¹ Fats and Oils Question-

¹ Copies of forms IT 707, Fats and Oils Questionnaire, and IT 707A, Supplementary Sheet for Use with Fats and Oils Questionnaire, were filed with the Division of the Federal Register simultaneously with this amendment.

naire, properly executed, and containing the information requested therein:

Dept. of Comm.

Sched. B No.	Commodity description
005300-----	Lard (neutral lard included).
142500-----	Cottonseed oil, refined.
143000-----	Soybean oil, refined.
223100-----	Cottonseed oil, crude.
224912-----	Soybean oil, crude.

Information required on form IT 707, Fats and Oils Questionnaire, includes: name and address of applicant, former firm names, previous exports of fats and oils commodities, nature of applicant's business, principal commodities handled in foreign and domestic trade, date of organization of applicant, and ownership or control relationships between the applicant and other persons or firms.

(b) *Time for submission of information on form IT 707.* Applicants for licenses to export commodities listed in paragraph (a) of this section against fourth calendar quarter, 1948, export quotas must submit the required information on form IT 707 not later than September 27, 1948. Applicants for licenses to export such commodities against subsequent export quotas and who have not previously submitted such

required information, must file the information as provided in paragraph (a) of this section, not later than the final dates specified by the Department of Commerce for the submission of export license applications for licensing against the then current export quotas. Applications for licenses to export commodities listed in paragraph (a) of this section submitted by applicants who have not complied with the provisions of this section will be returned without action to the applicants. The information on form IT 707 need be filed only once by an applicant except that if thereafter a change occurs with respect to the facts submitted in answer to questions 1 and 8, a new form IT 707 must then be submitted, with reference to the original questionnaire.

NOTE: This part of the amendment shall become effective as of September 7, 1948.

(c) *Time for submission of applications.* Applications for licenses to export the commodities listed in the following fats and oils submission time schedule must be submitted during the period for the specific commodity and the specific country of destination, as therein specified:

FATS AND OILS

[Submission time schedule for export license applications]

Schedule B No.	Commodity	Country	Filing period, first quarter, 1949
005300-----	Lard, including neutral lard.	Cuba, Venezuela, Other Central and South American countries...	Nov. 22 to Dec. 20, Dec. 27 to Jan. 6, Jan. 3 to Jan. 15.
143000, 224912...	Soybean oil, crude and refined.	Cuba, Other Central and South American countries...	Dec. 1 to Dec. 20, Dec. 15 to Jan. 3, Dec. 27 to Jan. 11.
142500, 223100...	Cottonseed oil, crude and refined.	Cuba, Other Central and South American countries...	Dec. 1 to Dec. 20, Dec. 15 to Jan. 3, Dec. 27 to Jan. 11.
085700-----	Tallow, inedible.	All countries.	Dec. 15 to Jan. 11.
871100-872900...	Soap.	Philippines, Ecuador, Cuba, Mexico, Venezuela, Other countries.	Dec. 1 to Dec. 20, Dec. 15 to Jan. 3, Dec. 27 to Jan. 11.
All other fats and oils commodities on the Positive List with processing code FATS.		All areas.	Dec. 27 to Jan. 11.

Applications received prior or subsequent to the applicable submission periods will be returned to the applicants without action; such applications may be resubmitted for consideration in accordance with the submission time schedule for the first calendar quarter, 1949, or subsequent calendar quarters, as the case may be.

NOTE: This part of the amendment shall become effective as of November 9, 1948.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215, 61 Stat. 214, 61 Stat. 321, Pub. Law 395, 80th Cong., 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245; E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

Dated: November 29, 1948.

FRANCIS MCINTYRE,
*Assistant Director
Office of International Trade.*

[F. R. Doc. 48-10550; Filed, Dec. 2, 1948;
8:56 a. m.]

[3d Gen. Rev. of Export Reg., Amdt. 25]

PART 374—PROVISIONS FOR INDIVIDUAL AND OTHER VALIDATED LICENSES

SILICON STEEL SHEETS

Section 374.7 *Special provisions concerning applications to export certain commodities* is amended by adding thereto a new paragraph (d) to read as follows:

(d) *Silicon steel sheets.* All license applications to export silicon steel sheets (commonly called electrical sheets), Schedule B No. 603590, must, in item 9 (c) of Form IT 419, set forth a complete description of the sheets to be exported. The specifications appearing on license applications must agree with those on supporting documents. The description on the license applications must include: specific grades such as armature, electric, dynamo or transformer; core loss for each grade and gauge, expressed in watts per pound at a flux density of 10,000 gaussess and at 60 cycles per second. If the core loss appears on the customer's order in metric units or at a flux density of 15,000 gaussess, or at 50

cycles, it should be converted and shown in terms of watts per pound at a flux density of 10,000 gaussess and at 60 cycles per second.

This amendment shall become effective December 1, 1948.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215, 61 Stat. 214, 61 Stat. 321, Pub. Law 395, 80th Cong., 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245; E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

Dated: November 22, 1948.

FRANCIS MCINTYRE,
Assistant Director
Office of International Trade.

[F. R. Doc. 48-10551; Filed, Dec. 2, 1948;
8:57 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

[Circular 1707]

PART 102—AGRICULTURAL ENTRIES ON MINERAL LANDS

MISCELLANEOUS AMENDMENTS

Part 102 is amended as follows:

1. A paragraph is added to § 102.8, as follows:

§ 102.8 *Statutory authority.* * * *

The act of April 30, 1912 (37 Stat. 105; 30 U. S. C. 90) authorizes the selection of unreserved public lands of the United States, exclusive of Alaska, which have been withdrawn or classified as coal lands, or are valuable for coal, by the several states within whose limits the lands are situated, under grants made by Congress, and the offering at public sale, in the discretion of the Secretary of the Interior, of isolated or disconnected tracts of coal lands, which are so withdrawn, classified or valuable, with a reservation of the coal deposits to the United States and otherwise subject to all the conditions and limitations of the act of June 22, 1910.

2. Section 102.15 is amended to read as follows:

§ 102.15 *Prospecting for reserved coal deposits.* As a condition precedent to the exercise of the right mentioned in the act of June 22, 1910, to prospect for coal on public land which has been entered or patented with a reservation of the coal deposits as provided by that act, the person desiring to so prospect must file a bond in the sum of \$1,500, apply for and obtain a coal prospecting permit, and otherwise comply with the regulations relating to coal prospecting permits contained in Part 193 of this chapter. (R. S. 453, 2478; 43 U. S. C. 2, 1201)

MARION CLAWSON,
Director.

Approved: November 26, 1948.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

[F. R. Doc. 48-10510; Filed, Dec. 2, 1948;
8:45 a. m.]

Appendix—Public Land Orders [Public Land Order 523]

CALIFORNIA

REVOKING PUBLIC LAND ORDER NO. 110 OF APRIL 14, 1943, WITHDRAWING PUBLIC LANDS FOR USE OF THE WAR DEPARTMENT FOR AVIATION PURPOSES

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

The Public Land Order No. 110 of April 14, 1943, withdrawing the public lands in the hereinafter-described areas for the use of the War Department for aviation purposes is hereby revoked.

The jurisdiction over and use of such lands granted to the War Department by Public Land Order No. 110 shall cease upon the date of the signing of this order. Thereupon, the jurisdiction over and administration of such lands shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on January 26, 1949. At that time the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from January 26, 1949, to April 27, 1949, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C., 682a), as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C., 279-283) subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from January 6, 1949, to January 25, 1949, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on January 26, 1949, shall be treated as simultaneously filed.

(c) *Date for non-preference-right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on April 28, 1949, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference-right filings.* Applications by the general public may be presented during the 20-day

period from April 8, 1949, to April 27, 1949, inclusive, and all such applications, together with those presented at 10:00 a. m. on April 28, 1949, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office, Los Angeles, California, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254) and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the District Land Office, Los Angeles, California.

The lands affected by this order are the public lands in the following-described areas:

SAN BERNARDINO MERIDIAN

T. 6 N., R. 7 W.,
Sec. 2, lots 1 and 2 of NE¼, and lots 1 and 2 of NW¼,
Sec. 3, lots 1 and 2 of NE¼, and lots 1 and 2 of NW¼,
Sec. 4, lots 1 and 2 of NE¼, and lots 1 and 2 of NW¼,
T. 7 N., R. 7 W.,
Sec. 33, S½,
Sec. 34, S½,
Sec. 35, S½.

The areas described, including both public and non-public lands, aggregate 1,941.91 acres.

These lands are generally level to gently rolling desert in character.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

NOVEMBER 24, 1948.

[F. R. Doc. 48-10511; Filed, Dec. 2, 1948;
8:45 a. m.]

[Public Land Order 530]

NEW MEXICO

REVOKING PUBLIC LAND ORDER NO. 186 OF OCTOBER 11, 1943, WITHDRAWING PUBLIC LANDS FOR USE OF THE WAR DEPARTMENT AS AN AUXILIARY LANDING FIELD AND AS PRACTICE BOMBING RANGES

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Public Land Order No. 186 of October 11, 1943, withdrawing public lands for the use of the War Department as an auxiliary landing field and as practice bombing

RULES AND REGULATIONS

ranges, which was revoked in part by Public Land Order No. 340 of January 13, 1947, is hereby revoked as to the remaining public lands hereinafter described.

The jurisdiction over and use of such lands granted to the War Department by Public Land Order No. 186 shall cease upon the signing of this order. Thereupon, the jurisdiction over and administration of such lands shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on January 26, 1949. At that time the lands shall, subject to valid existing rights, and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from January 26, 1949, to April 27, 1949, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. 682a) as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C., 279-283) subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from January 6, 1949, to January 25, 1949, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on January 26, 1949, shall be treated as simultaneously filed.

(c) *Date for non-preference-right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on April 28, 1949, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference-right filings.* Applications by the general public may be presented during the 20-day period from April 8, 1949, to April 27, 1949, inclusive, and all such applications, together with those presented at 10:00 a. m. on April 28, 1949, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support there-

of, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office, Las Cruces, New Mexico, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254) and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the District Land Office, Las Cruces, New Mexico.

The lands affected by this order are described as follows:

NEW MEXICO PRINCIPAL MERIDIAN

T. 26 S., R. 25 E., sec. 1;
T. 24 S., R. 26 E., sec. 34, NW¼, W½SW¼, and SE¼SE¼;
T. 26 S., R. 27 E., sec. 9;
T. 21 S., R. 28 E., sec. 34, S½;
T. 22 S., R. 28 E., sec. 3, N½;
T. 21 S., R. 29 E., sec. 22;
T. 26 S., R. 29 E., sec. 23;
T. 19 S., R. 30 E., sec. 20;
T. 22 S., R. 30 E., sec. 19;
T. 20 S., R. 31 E., sec. 28;
T. 21 S., R. 31 E., sec. 11, N½;
T. 25 S., R. 31 E., sec. 22;
T. 26 S., R. 31 E., sec. 26;
T. 25 S., R. 32 E., sec. 34.

The areas described aggregate 7,840.42 acres.

These public lands are generally level and rolling to rough and broken semi-desert.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior

NOVEMBER 24, 1948.

[F. R. Doc. 48-10512; Filed, Dec. 2, 1948; 8:45 a. m.]

[Public Land Order 531]

SOUTH DAKOTA

REVOKING PUBLIC LAND ORDER NO. 147 OF JULY 12, 1943, WITHDRAWING PUBLIC LANDS FOR USE OF THE WAR DEPARTMENT AS A PATTERN GUNNERY RANGE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Public Land Order No. 147 of July 12, 1943, withdrawing public lands for use of the War Department as a pattern gunnery range is hereby revoked.

The jurisdiction over and use of such lands granted to the War Department by Public Land Order No. 147 shall cease upon the signing of this order. Thereupon, the jurisdiction over and administration of such lands shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record.

The lands are subject to the provisions of Executive Order No. 7671 of July 13,

1937, withdrawing public lands for use of the Department of Agriculture for reforestation, forestation, soil erosion control and other land utilization activities in connection with the Fort Sully Project LA-SD 5.

The lands affected by this order are described as follows:

FIFTH PRINCIPAL MERIDIAN

T. 115 N., R. 82 W.,
Sec. 11, SW¼SW¼,
Sec. 13, NE¼NW¼.

The areas described aggregate 80 acres.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

NOVEMBER 24, 1948.

[F. R. Doc. 48-10513; Filed, Dec. 2, 1948; 8:46 a. m.]

[Public Land Order 532]

CALIFORNIA

TRANSFER OF LANDS FROM TRINITY NATIONAL FOREST TO MENDOCINO NATIONAL FOREST

By virtue of the authority vested in the President by the act of June 4, 1897, 30 Stat. 11, 36 (16 U. S. C. 473) and pursuant to Executive Order No. 9337 of April 24, 1943, and upon the recommendation of the Assistant Secretary of Agriculture, it is ordered as follows:

The following-described lands within the exterior boundaries of the Trinity National Forest are hereby transferred to the Mendocino National Forest:

MOUNT DIABLO MERIDIAN.

T. 25 N., R. 8 W.,
Sec. 6;
Secs. 4, 5, 7 and 8, those parts lying north of the divide between the South Fork Cottonwood Creek and North Fork Elder Creek.
T. 26 N., R. 8 W.,
Sec. 21, S½,
Secs. 28, 29 and 30;
Sec. 34, S½SE¼ and SE¼SW¼.
T. 25 N., R. 9 W.,
Secs. 1 to 6 inclusive and sec. 12, those parts lying north of the divide between Buck Creek, South Fork Cottonwood Creek and Fish and Thome's Creek.
T. 26 N., R. 9 W.,
Secs. 23 to 29 inclusive;
Secs. 13, 14, 15, 19, 20, 21, 22, and 30, those parts lying south of Buck Creek and South Fork Cottonwood Creek;
Secs. 31 to 36 inclusive.
T. 25 N., R. 10 W.,
Secs. 1, 2 and 3, those parts lying north of the divide between Buck Creek and Thome's Creek.
T. 26 N., R. 10 W.,
Secs. 22, 23, 25, 26, 27, and 35, those parts lying south of Buck Creek and north and east of the divide between Buck Creek and Gilead Creek, the northwesternmost point being the Knob in sec. 23; sec. 36.

It is not intended by this order to give a national-forest status to any publicly-owned lands which have not hitherto had such a status, or to change the status of any publicly-owned lands which have hitherto had national-forest status.

J. A. KRUG,
Secretary of the Interior

NOVEMBER 24, 1948.

[F. R. Doc. 48-10514; Filed, Dec. 2, 1948; 8:46 a. m.]

[Public Land Order 533]

ALASKA

WITHDRAWING PUBLIC LAND FOR USE OF THE DEPARTMENT OF THE ARMY FOR EXPERIMENTAL PURPOSES

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights the following-described public land is hereby withdrawn from all forms of appropriation under the public land laws, including the mining and mineral-leasing laws and reserved for the use of the Department of the Army for cold weather experimental purposes:

FAIRBANKS MERIDIAN

T. 1 N., R. 1 W.,
Sec. 35, E½ NE¼.

The area described contains 80 acres. The jurisdiction granted by this order shall cease on September 5, 1956. Thereupon the jurisdiction over the land hereby reserved shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record. The land, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

NOVEMBER 24, 1948.

[F. R. Doc. 48-10515; Filed, Dec. 2, 1948;
8:46 a. m.]

[Public Land Order 534]

ALASKA

REVOKING IN PART EXECUTIVE ORDER OF JUNE 21, 1890, AND WITHDRAWING LAND THEREBY RELEASED FOR USE OF THE BUREAU OF MINES, DEPARTMENT OF THE INTERIOR

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

The Executive Order of June 21, 1890, withdrawing various tracts of land in the Territory of Alaska for use by the Federal Government, is hereby revoked so far as it affects the following-described land:

Juneau Island, situated in Gastineaux Channel, opposite the Town of Douglas City, latitude 58°16'30" N., longitude 134°23' W.

Subject to valid existing rights, the above-described land is hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the Bureau of Mines, Department of the Interior, as an experiment station.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior

NOVEMBER 24, 1948.

[F. R. Doc. 48-10517; Filed, Dec. 2, 1948;
8:46 a. m.]

[Public Land Order 535]

WASHINGTON

REVOKING IN PART PUBLIC LAND ORDER NO. 75 OF JANUARY 1, 1943, WITHDRAWING PUBLIC LANDS FOR USE OF THE WAR DEPARTMENT AS AN ARTILLERY RANGE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Public Land Order No. 75 of January 1, 1943, withdrawing public lands for the use of the War Department is hereby revoked as it affects the hereinafter described public lands.

The jurisdiction over and use of such lands granted to the War Department by Public Land Order No. 75 shall cease upon the signing of this order. Thereupon, the jurisdiction over and administration of such lands shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on January 26, 1949. At that time the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from January 26, 1949, to April 27, 1949, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C., 682a), as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C., 279-283) subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2)

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from January 6, 1949, to January 25, 1949, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on January 26, 1949, shall be treated as simultaneously filed.

(c) *Date for non-preference-right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on April 28, 1949, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference-right filings.* Applications by the general public may be presented during the 20-day period from April 8, 1949, to April 27, 1949, inclusive, and all such applications,

together with those presented at 10:00 a. m. on April 28, 1949, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Spokane, Washington, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254) and Part 296 of that Title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the District Land Office at Spokane, Washington.

The lands affected by this order are described as follows:

WILLAMETTE MERIDIAN

T. 13 N., R. 19 E.,
Sec. 12, N½, and the N½ of the S½, and the SW¼ of the SW¼.
T. 13 N., R. 20 E.,
Sec. 6, SW¼.

The areas described aggregate 686.01 acres.

These public lands vary from general rolling to rough and mountainous in character.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

NOVEMBER 24, 1948.

[F. R. Doc. 48-10518; Filed, Dec. 2, 1948;
8:47 a. m.]

TITLE 45—PUBLIC WELFARE

Subtitle A—Federal Security Agency, General Administration

PART 1—ORGANIZATION AND DELEGATIONS OF FINAL AUTHORITY

PART 10—PUBLIC INFORMATION AND INSPECTION OF FINAL OPINIONS, ORDERS AND OFFICIAL RECORDS

PART 30—ADMINISTRATIVE PROCEDURES AND FORMS

EDITORIAL CHANGES INCIDENT TO PREPARATION OF CODE OF FEDERAL REGULATIONS, 1949 EDITION

In order to conform Subtitle A of Title 45 to the scope and style of the Code of Federal Regulations, 1949 Edition, authorized and directed by Executive Order 9930 of February 4, 1948 (13 F. R. 519) the codification of Parts 1, 10 and 30 are hereby discontinued. Sections designated as 1.1 to 1.31 are redesignated

sections 1 to 31 respectively. sections designated as 10.1 and 10.5 are redesignated sections 40 and 45 respectively. and sections designated as 30.1 and 30.3 are redesignated sections 50 and 51 respectively. Future amendments of this material will appear in the Notices section of the FEDERAL REGISTER.

Dated: November 26, 1948.

[SEAL] OSCAR R. EWING,
Administrator

[F. R. Doc. 48-10526; Filed, Dec. 2, 1948;
8:48 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

PART 120—ANNUAL, SPECIAL OR PERIODICAL REPORTS

PROTECTION OF PERISHABLE FREIGHT

At a session of the Interstate Commerce Commission, Division 1, held at its

office in Washington, D. C., on the 22d day of November A. D. 1948.

The matter of a segregation of revenues and expenses relating to services rendered for the protection of perishable freight being under consideration pursuant to section 20 of the Interstate Commerce Act, as amended, and certain information as to such revenues and expenses being deemed necessary for proper administration of Part I of the act (24 Stat. 386, 54 Stat. 917, 49 U. S. C. 20 (3) and (6)) *It is ordered*, That,

1. *Reports to be filed.* Every steam railroad subject to the act and having annual operating revenues above \$1,000,000, and every trustee, receiver, executor, administrator, or assignee of any such steam railroad, shall file a periodical quarterly report of charges and credits for protective service to perishable freight in the form¹ which is attached hereto and made a part hereof.

2. *Reporting periods.* Such reports shall be filed for the three-months' pe-

riod ending March 31, 1949, and for every succeeding three-months' period thereafter until further order of this Commission.

3. *Notice.* A copy of this order shall be served upon every steam railroad subject to the act and having annual operating revenues above \$1,000,000, and upon every trustee, receiver, executor, administrator, or assignee of any such steam railroad, and notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

(24 Stat. 386, 54 Stat. 917; 49 U. S. C. 20 (3) 20 (6))

By the Commission, Division 1.

[SEAL] W P BARTEL,
Secretary.

[F. R. Doc. 48-10521; Filed, Dec. 2, 1948;
8:47 a. m.]

NOTICES

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 9169, 9183-9185]

MASSASOIT BROADCASTING CORP. ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Massasoit Broadcasting Corporation, Taunton, Massachusetts, Docket No. 9169, File No. BP-6970; Taunton Radio Corporation, Taunton, Massachusetts, Docket No. 9183, File No. BP-6786; Jackson Associates Incorporated, Attleboro, Massachusetts, Docket No. 9184, File No. BP-6917; for construction permits; and of L. P. Liles, Richard C. O'Hare, and Deuel Richardson, a partnership d/b as Charles River Broadcasting Company (WCRB) Waltham, Massachusetts, Docket No. 9185, File No. BML-1304, for modification of license.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 22d day of November 1948;

The Commission having under consideration the above-entitled application of Massasoit Broadcasting Corporation requesting a permit to construct a new standard broadcast station to operate on the frequency 1320 kilocycles, with 1 kilowatt power, daytime only at Taunton, Massachusetts;

It appearing, that the Commission on October 27, 1948, designated for hearing in a consolidated proceeding the above-entitled applications of Taunton Radio Corporation; Jackson Associates Incorporated; and Charles River Broadcasting Company.

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Massasoit Broadcasting Corporation be,

and it is hereby, designated for hearing in the above consolidated proceeding at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending applications of Taunton Radio Corporation, of Jackson Associates Incorporated, and of Charles River Broadcasting Company, or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

¹Filed as part of original document. Copies may be obtained on request from the Interstate Commerce Commission, Washington, D. C.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That, the Commission's order dated October 27, 1948 designating for hearing in a consolidated proceeding the above-entitled applications of Taunton Radio Corporation, Jackson Associates Incorporated, and Charles River Broadcasting Company, be, and it is hereby amended to include the above-entitled application of Massasoit Broadcasting Corporation.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 48-10509; Filed, Dec. 2, 1948;
8:45 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

NOTICE FOR FILING OBJECTIONS TO WITHDRAWAL OF PUBLIC LAND FOR USE OF DEPARTMENT OF THE ARMY FOR EXPERIMENTAL PURPOSES¹

For a period of 60 days from the date of publication of the above entitled order, persons having cause to object to the terms thereof may present their objections to the Secretary of the Interior. Such objections should be in writing,

¹See F. R. Doc. 48-10515, Public Land Order 533, under Title 43, Chapter I, Appendix, *supra*.

should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent, and extent. Should any objection be filed, whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be rescinded, modified or let stand will be given to all interested parties of record and the general public.

C. GERARD DAVIDSON,
Assistant Secretary of the Interior.

NOVEMBER 24, 1948.

[F. R. Doc. 48-10516; Filed, Dec. 2, 1948;
8:46 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 3336]

SERVICOS AEREOS CRUZEIRO DO SUL, LTDA.

NOTICE OF ORAL ARGUMENT

In the matter of the application of Servicos Aereos Cruzeiro do Sul, Ltda., under section 402 of the Civil Aeronautics Act of 1938, as amended, for a foreign air carrier permit authorizing the foreign air transportation of persons, property, and mail between the United States and Brazil.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 402 and 1001 of said act, that oral argument in the above-entitled proceeding is assigned to be held on December 16, 1948, at 10:00 a. m., (eastern standard time) in Room 5042, Commerce Building, 14th Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated at Washington, D. C., November 30, 1948.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-10535; Filed, Dec. 2, 1948;
8:54 a. m.]

FEDERAL POWER COMMISSION

[Docket Nos. G-627, G-635]

PITTSBURGH AND WEST VIRGINIA GAS CO.
ET AL.

ORDER GRANTING IN PART AND DENYING IN PART APPLICATION FOR REHEARING, FIXING DATE FOR REHEARING, AND PROVIDING FOR FILING OF RATE SCHEDULES

NOVEMBER 24, 1948.

City of Pittsburgh, complainant, v. Pittsburgh and West Virginia Gas Company, Kentucky West Virginia Gas Company, defendants, Docket No. G-627.

In the matter of Pittsburgh and West Virginia Gas Company, Kentucky West Virginia Gas Company, Docket No. G-635.

No. 235—2

Upon consideration of the application for rehearing filed October 29, 1948, by Kentucky West Virginia Gas Company (Kentucky Company), respecting the Commission's opinion and order reducing rates dated September 2, 1948, and issued October 8, 1948, and upon further consideration of the opinion and orders previously entered in these proceedings, the record, the briefs and oral argument of counsel before the Commission, unsworn data informally submitted to the staff of the Commission by counsel for Kentucky Company in connection with the application for rehearing, and having this day made and entered its Opinion No. 168-A in this matter, which hereby is incorporated by reference and made a part hereof;

The Commission further finds that:

(1) The application for rehearing sets forth no matters of fact or law not heretofore considered in connection with the order of September 2, 1948, with the possible exception of the following allegations in paragraph III (1) thereof of changes since the close of the hearing:

Subparagraph (a) alleging wage increases aggregating \$49,000 annually.

Subparagraph (b), alleging "substantial" increases in costs of materials and supplies.

Subparagraph (d), alleging "substantial" increases in exploration and development costs.

Subparagraph (e) alleging increases of "approximately" \$1,750,000 in the rate base which would produce an increase of approximately \$105,000 in annual return.

Subparagraph (f) alleging "important" changes in sales of natural gas, which reduce net utility income.

(2) The unsworn data informally submitted by Kentucky Company's counsel to the Commission's staff in support of the allegations of the application for rehearing disclose that the rate reduction would be not less than \$376,515, instead of \$571,284 (a difference of \$194,769) if the allegations of the portion of its application for rehearing referred to in paragraph (1) above, are properly supported on rehearing, as follows:

	Rate base	
Gas plant.....		\$27,212,472
Depreciation and depletion reserves claimed by company.....	\$12,633,529	
Adjustment by Commission to conform to Opinion No. 163 and Order of September 2, 1948.....	214,266	12,847,795
Depreciated plant.....		14,847,795
Working capital.....		794,000
Total.....		15,641,795
	Cost of service	
Gas well royalties.....	\$157,500	
Gas purchased.....	331,877	
Operation and maintenance labor.....	757,479	
Other expenses.....	301,020	
Depreciation.....	233,235	
Depletion:		
Claimed by company.....	\$1,150,613	
Adjustment by Commission to conform to Opinion No. 163 and Order of September 2, 1948.....	133,523	1,017,090
Taxes (other than Federal income).....	223,185	
Exploration and development costs.....	432,345	
Return at 6% on \$15,641,795.....	938,479	
Total.....		4,552,173
	Revenue	
Company estimate.....	4,916,633	
Rate reduction.....	376,515	

(3) It is reasonable and appropriate for the purposes of the Natural Gas Act:

(i) To grant the application for rehearing, limited, however, to the allegations referred to in paragraph (1) above;

(ii) To deny the application for rehearing in all other respects; and

(iii) Pending such limited rehearing, to keep the rate reduction ordered September 2, 1948, in effect subject to provision for maintenance of the status quo, as hereinafter ordered, with respect to \$194,769 of that reduction which preliminary examination of the unsworn data informally submitted by Kentucky Company's counsel to the Commission's staff shows is the maximum amount which may be affected by the consideration of the allegations referred to in paragraph (1) above.

The Commission orders that:

(A) The application for rehearing is granted, limited to the matters alleged in paragraph III (1) (a) (b), (d) (e) and (f) and in all other respects is denied.

(B) Pending decision on the rehearing, the \$571,284 rate reduction order of September 2, 1948, as amended by the order of October 29, 1948, shall remain in effect according to its terms, provided, however, that the rate schedules to be filed and observed may provide for the charge and collection of rates which will produce the disputed \$194,769 of revenue annually, contingent upon the outcome of the rehearing. Such additional revenue shall be clearly earmarked, separately accounted for, and retained in a segregated reserve solely for the purposes hereinafter specified. If and to the extent that, after the rehearing, the rate reduction of \$571,284 is reaffirmed and becomes effective, Kentucky Company shall refund any part of the segregated reserve representing amounts by which the rate reduction ultimately made effective exceed \$376,515 annually, and shall retain without restriction any balance of the segregated reserve.

(C) The rehearing granted hereby shall be held commencing on February 14, 1949, at 10 o'clock, a. m. (e. s. t.) in the Commission's Hearing Room, 1800 Pennsylvania Avenue NW., Washington, D. C.

Date of issuance: November 26, 1948.

By the Commission. Chairman Smith and Commissioner Wimberly concurring in part.

[SEAL] J. H. GUTHRIE,
Acting Secretary.

[F. R. Doc. 48-10523; Filed, Dec. 2, 1948;
8:59 a. m.]

[Docket Nos. ID-435, ID-1036]

ERNEST G. KELLETT AND KILSHAW
McHENRY IRWIN

NOTICE OF AUTHORIZATIONS

NOVEMBER 29, 1948.

Notice is hereby given that, on November 29, 1948, the Federal Power Commission issued its orders entered November 23, 1948, in the above entitled matters, authorizing Applicants to hold certain

positions, pursuant to section 305 (b) of the Federal Power Act.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 48-10530; Filed, Dec. 2, 1948;
8:50 a. m.]

COLORADO-WYOMING GAS CO.

NOTICE OF ORDER APPROVING DISPOSITION OF AMOUNTS CLASSIFIED IN ACCOUNT 107, GAS PLANT ADJUSTMENTS

Notice is hereby given that, on November 29, 1948, the Federal Power Commission issued its order entered November 23, 1948, approving and directing disposition of amounts classified in Account 107, Gas Plant Adjustments, in the above entitled matter.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 48-10529; Filed, Dec. 2, 1948;
8:50 a. m.]

FEDERAL TRADE COMMISSION

[Docket No. 5490]

SKIN CULTURE INSTITUTE, INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the city of Washington, D. C., on the 26th day of November A. D. 1948.

In the matter of Skin Culture Institute, Inc., a corporation, and Anthony Getz, individually, and as an officer of Skin Culture Institute, Inc.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a Trial Examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony and the receipt of evidence begin on Monday, December 13, 1948, at ten o'clock in the forenoon of that day (e. s. t.) in Room 505, 45 Broadway, New York, New York.

Upon completion of the taking of testimony and receipt of evidence in support of the allegations of the complaint, the Trial Examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondents. The Trial Examiner will then close the taking of testimony and evidence and, after all intervening procedure as required by law, will close the case and make and serve on the parties at issue a recommended decision which shall include recommended findings and conclusions, as well as the reasons or basis therefor, upon all the material issues of fact, law, or discretion presented on the record, and an appropriate recommended order; all of which shall become a part of the record in said proceeding.

By the Commission:

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 48-10523; Filed, Dec. 2, 1948;
8:47 a. m.]

INTERSTATE COMMERCE COMMISSION

-[S. O. 838]

UNLOADING OF COAL AT GILBERT, W. VA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of November A. D. 1948.

It appearing, that 3 cars of bituminous coal at Gilbert, W. Va., are on hand on The Virginian Railway Company, for an unreasonable length of time and that this delay in unloading such cars impedes their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Bituminous coal at Gilbert, W. Va., be unloaded. (a) The Virginian Railway Company, its agents or employees, shall unload immediately Vgn 6001, Vgn 12572 and Vgn 12189, loaded with coal now on hand at Gilbert, W. Va., held without billing by the Flemington Coal Company.

(b) *Demurrage.* No common carrier by railroad subject to the Interstate Commerce Act shall charge or demand or collect or receive any demurrage or storage charges for the detention period commencing at 7:00 a. m., November 30, 1948, and continuing until the actual unloading of said car or cars is completed.

(c) *Provisions suspended.* The operation of any or all rules, regulations or practices, insofar as they conflict with the provisions of this order, is hereby suspended.

(d) *Notice and expiration.* Said carrier shall notify the Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire.

It is further ordered, that this order shall become effective immediately that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911, 49 U. S. C. 1 (10)-(17) 15 (2))

By the Commission, Division 3.

[SEAL] W P BARTEL,
Secretary.

[F. R. Doc. 48-10522; Filed, Dec. 2, 1948;
8:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 54-136]

LONG ISLAND LIGHTING CO. ET AL.

ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 26th day of November 1948.

In the matter of Long Island Lighting Company, Queens Borough Gas and Electric Company, Nassau & Suffolk Lighting Company, File No. 54-136.

Long Island Lighting Company, a registered holding company, and two of its public-utility subsidiary companies, Queens Borough Gas and Electric Company and Nassau & Suffolk Lighting Company, having heretofore jointly filed, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 ("act") an amended plan for their consolidation and the recapitalization of the resultant consolidated corporation; and

Hearings with respect to said amended plan having been held from time to time; and

It appearing that William C. Langley, Laurence M. Marks, and Lee P. Stack, acting as Long Island Lighting Company 7% and 6% Preferred Stockholders' Group, having heretofore requested that the next hearing be held on November 30, 1948, in order that a proposal which Consolidated Edison Company of New York, Inc., intended to make for the acquisition of the common stock of the proposed consolidated corporation might, when received, be considered, and that neither the applicants nor any other participant in the proceeding objected to such request, and the hearing officer having granted such request; and

It further appearing that said Long Island Lighting Company 7% and 6% Preferred Stockholders' Group have now requested that the hearing fixed for November 30, 1948, be postponed until January 4, 1949, in view of the fact that the situation with respect to the offer to be made by Consolidated Edison Company of New York, Inc., remains unchanged; and

Answers to said request having been filed by the applicant companies, the Protective Committee for the Holders of the 7% and 6% Preferred Stock of Long Island Lighting Company, the Protective Committee for the Holders of the Common Stock of Long Island Lighting Company, the Queens Borough Gas and Electric Company Preferred Stockholders' Committee, and certain holders of the preferred stock of Nassau & Suffolk Lighting Company, wherein the applicants have stated that they do not favor the requested postponement but do not object thereto, the Protective Committee for the Holders of the 7% and 6% Preferred Stock of Long Island Lighting Company objects to the requested postponement, the holders of the preferred stock of Nassau & Suffolk Lighting Company and the Protective Committee for the Holders of the Common Stock of Long Island Lighting Company do not object to the requested postponement, and the Queens Borough Gas and

Electric Company Preferred Stockholders' Committee does not oppose the requested postponement but requests that proposed findings and briefs with respect to certain claims that that committee has filed against Long Island Light Company be ordered to be filed on or before January 10, 1949 and

It appearing that the applicants do not oppose the requested postponement, that the Long Island Lighting Company committees which favor the requested postponement represent persons holding a substantial proportion of the stock interest in that company, and that a postponement of the hearing may ultimately expedite the said proceeding; and

The Commission deeming it appropriate to grant the request for the postponement and to deny the request of the Queens Borough Gas and Electric Company Preferred Stockholders' Committee with respect to the filing of proposed findings and briefs:

It is ordered, That the hearing in this matter heretofore scheduled to reconvene on November 30, 1948, be, and hereby is, postponed to January 4, 1949, at 10:30 a. m., e. s. t., at the office of the Commission, 425 Second Street NW., Washington, D. C., and before the same trial examiner as heretofore designated.

It is further ordered, That the request of the Queens Borough Gas and Electric Company Preferred Stockholders' Committee with respect to the filing of proposed findings and briefs be, and hereby is, denied.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 48-10531; Filed, Dec. 2, 1948;
8:50 a. m.]

[File No. 70-2006]

STANDARD GAS AND ELECTRIC CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 26th day of November A. D. 1948.

Notice is hereby given that a declaration has been filed with the Commission pursuant to the Public Utility Holding Company Act of 1935 ("act") by Standard Gas and Electric Company ("Standard") a subsidiary of Standard Power and Light Corporation, both registered holding companies. Declarant has designated section 12 (c) of the act and Rule U-46, promulgated thereunder, as possibly applicable to the proposed transactions.

Notice is further given that any interested person may, not later than December 10, 1948, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said declaration proposed to be controverted or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and

Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time thereafter such declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said declaration which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized below:

Standard has outstanding 368,348 shares of Prior Preference Stock, \$7 Cumulative, and 100,000 shares of Prior Preference Stock, \$6 Cumulative. The two series of Prior Preference Stock rank pari passu as to dividends and assets. Each of said series is entitled to cumulative dividends, payable quarterly, at the annual indicated rate before any dividend may be declared or paid upon any other class of stock. No dividends have been paid on either series of such stock since 1934.

Standard also has outstanding \$11,603,274.78 principal amount of bank notes, payable April 10, 1949. The said notes were issued pursuant to a Bank Loan Agreement which contains provisions prohibiting the payment of dividends by Standard so long as any of the notes are outstanding thereunder. Standard has filed a declaration (Holding Company Act Release No. 8641, File No. 70-1999) proposing to refund the outstanding notes with new notes to be issued under a new Bank Loan Agreement which will permit the declaration and payment of cash dividends on the Prior Preference Stock provided that the amount of dividends paid may not exceed the dividend income received by Standard after September 30, 1948.

Declarant states that its current net income exceeds current dividend requirements on the Prior Preference Stock and that after the refunding of its presently outstanding bank notes, it proposes to declare any pay current quarterly dividends on such stock.

The balance sheet of Standard contains an account designated "Earned Surplus since December 31, 1937" which aggregated \$25,602,663.61 at October 31, 1948. It is proposed to charge that account with any dividends declared and paid by Standard. Standard states that the independent accountants who audit the books of Standard have qualified their certificate with respect to Standard's balance sheet, income and surplus by a statement to the effect, in substance, that the investments of Standard are subject to such adjustment as may be required in the completion of the corporate simplification program of Standard under the act. In view of the said qualification by the accountants, declarant states that any declaration or payment of current dividends, as proposed, may constitute a payment out of capital or unearned surplus.

Standard requests that the Commission's order permitting the declaration to become effective, forthwith, be issued at the earliest possible time.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 48-10533; Filed, Dec. 2, 1948;
8:50 a. m.]

[File No. 812-572]

AMERICAN RESEARCH AND DEVELOPMENT
CORP. ET AL.

NOTICE OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 29th day of November A. D. 1948.

In the matter of American Research and Development Corporation, the Adams Express Company, and American International Corporation, File No. 812-572.

Notice is hereby given that American Research and Development Corporation ("Research") of Boston, Massachusetts, the Adams Express Company ("Adams") and American International Corporation ("International") of New York City, have jointly filed an application pursuant to sections 6 (c) 17 (b) and 23 (c) of the Investment Company Act of 1940 for an order of the Commission exempting from the provisions of section 17 (a) and permitting under section 23 (c) (3) the proposed purchase by Research of 20,000 shares of Research's common stock from Adams and International at \$15 per share.

The applicants are closed-end, management investment companies and are registered under the Investment Company Act of 1940. International is controlled by Adams. These two companies own an aggregate of 20,000 of common shares, and are affiliated persons, of Research. Under the circumstances the proposed purchase by Research of its common shares from Adams and International is prohibited by the provisions of section 17 (a) (2) of the act unless exempted therefrom pursuant to section 17 (b) of the act. Such purchase is also prohibited by section 23 (c) of the act and Rule N-23C-1 thereunder unless the Commission issues an order permitting such purchase.

All interested persons are referred to the said application and amendments thereto which are on file at the Washington, D. C. office of this Commission for a more detailed statement of the matters of fact and law therein stated.

Notice is further given that an order granting the application, upon such conditions as the Commission may deem necessary or appropriate, may be issued by the Commission at any time after December 13, 1948 unless prior thereto a hearing on the application is ordered by the Commission as provided in Rule N-5 of the rules and regulations promulgated under the act. Any interested person may, not later than December 10, 1948, at 5:30 p. m. e. s. t., submit in writing to the Commission, his views or any additional fact bearing upon the application or the desirability of a hearing thereon or request the Commission, in writing, that a hearing be held thereon. Any such communication or request should

be addressed: Secretary, Securities and Exchange Commission, 425 Second Street, NW., Washington 25, D. C., and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact or law raised by the application which he desires to controvert.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-10532; Filed, Dec. 2, 1948;
8:50 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616, E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 12369]

EUGENE W. PRETZFELD ET AL.

In re: Indenture of trust dated March 31, 1937 between Eugene W. Pretzfeld, Howard F. Field and William W. Strasser, donors, and Bank of New York and Trust Company, trustee, for the benefit of Edgar Pretzfelder, et al. File No. D-28-6556; E. T. sec. 4244.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hedwig Pretzfelder, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof, in and to and arising out of the trust created by Indenture of Trust dated March 31, 1937, by and between Eugene W. Pretzfeld, Howard F. Field, and William W. Strasser, donors, and Bank of New York and Fifth Avenue Bank, 48 Wall Street, New York, New York, as trustee, presently being administered by said Bank of New York and Fifth Avenue Bank,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the prop-

erty described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 15, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-10536; Filed, Dec. 2, 1948;
8:54 a. m.]

[Vesting Order 12377]

JOSEPH FRISCH

In re: Stock and bonds owned by and debts owing to Joseph Frisch. F-28-5459-A-1, F-28-5459-A-2, F-28-5459-C-1, F-28-5459-D-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Joseph Frisch whose last known address is 28 Buechsenstr., Stuttgart, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows:

(a) Eighty-one thousand four hundred eighty (81,480) shares of \$1.00 par value common stock of the Basin Montana Tunnel Co., 51 East 57th Street, New York, New York, a corporation organized under the laws of the State of Delaware, evidenced by certificates numbered 23732, 23733, 23734, 23735, 23736, 23737, 23738 and 23739, each for ten thousand shares, and certificate numbered 23740 for 1,480 shares, all registered in the name of Francis J. Cahir, and presently in the custody of Rudolph Fluegge, 168 East 74th Street, New York, New York, together with all declared and unpaid dividends thereon and any and all rights of exchange therefor for \$.50 par value common stock of the aforesaid company on the basis of one (new) share for five (old) shares;

(b) Four (4) Associated Electric Company 5% Gold Bonds, each of \$1,000 face value and in bearer form, said bonds bearing the numbers CM29090, CM30761, CM27101 and CM31885, and presently in the custody of Rudolph Fluegge, 168 East 74th Street, New York, New York, and any and all rights thereunder and there-to;

(c) Five (5) Illinois Central Railroad Company and Chicago, St. Louis and New Orleans Railroad Company Joint First Refunding Mortgage 5% bonds, Series A, each of \$1,000 face value and in bearer form, said bonds numbered M 24652, M 5691, M 35150, M 4319 and M 76666, and presently in the custody of Rudolph Fluegge, 168 East 74th Street, New York, New York, and any and all rights thereunder and there-to;

(d) Five hundred seventy-five (575) shares of \$1.00 par value New Participat-

ing Preferred stock of the American Electric Securities Corporation, 20 Pine Street, New York 5, New York, a corporation organized under the laws of the State of Delaware, evidenced by certificates numbered NP2306, NP2307, NP2308, NP2309 and NP2310 for 100 shares each, and NP1172 for 75 shares, all registered in the name of and presently in the custody of Bache & Co., 36 Wall Street, New York 5, New York, together with all declared and unpaid dividends thereon;

(e) Two hundred sixty shares of \$1.00 par value common capital stock of the American Electric Securities Corporation, 20 Pine Street, New York 5, New York, a corporation organized under the laws of the State of Delaware, evidenced by a certificate numbered NC/O 505, registered in the name of and presently in the custody of Bache & Co., 36 Wall Street, New York 5, New York, together with all declared and unpaid dividends thereon;

(f) That certain debt or other obligation owing to Joseph Frisch by Bache & Co., 36 Wall Street, New York 5, New York, in the amount of \$362.21 as of December 31, 1945, on deposit in a current account, together with any and all accruals thereto and any and all rights to demand, enforce and collect the aforesaid debt or other obligation;

(g) One hundred twenty-five shares of \$1.00 par value common capital stock of the American Electric Securities Corporation, 20 Pine Street, New York 5, New York, a corporation organized under the laws of the State of Delaware, evidenced by a certificate numbered NC0423, registered in the name of Ames and Company, and presently in the custody of the Empire Trust Company, 120 Broadway, New York 5, New York, in a custodial account of the aforesaid American Electric Securities Corporation, together with all declared and unpaid dividends thereon, and

(h) That certain debt or other obligation owing to Joseph Frisch by American Electric Securities Corporation, 20 Pine Street, New York 5, New York, in the amount of \$47.50 as of December 31, 1945, representing a credit balance on the books of the aforesaid American Electric Securities Corporation, together with any and all accruals thereto and any and all rights to demand, enforce and collect the aforesaid debt or other obligation,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Joseph Frisch, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 15, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-10537; Filed, Dec. 2, 1948;
8:54 a. m.]

[Vesting Order 12380]

FRAU HANNA ILNITZKY

In re: Debt owing to Frau Hanna Ilnitzky, nee Rohrer also known as Johanna Ilnitzky, nee Rohrer. F-28-29183-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Frau Hanna Ilnitzky, nee Rohrer, also known as Johanna Ilnitzky, nee Rohrer, whose last known address is Kusselstrasse 23-24, Potsdam, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Frau Hanna Ilnitzky, nee Rohrer, also known as Johanna Ilnitzky, nee Rohrer, by Bethlehem Steel Corporation, 25 Broadway, New York 4, New York, in the amount of \$72.00, as of December 31, 1945, representing dividends payable on common stock of the Bethlehem Steel Corporation, formerly held of record by the aforesaid, Frau Hanna Ilnitzky, nee Rohrer, also known as Johanna Ilnitzky, nee Rohrer, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 15, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-10538; Filed, Dec. 2, 1948;
8:54 a. m.]

[Vesting Order 12383]

HISAJIRO OKAMOTO

In re: Cash owned by Hisajiro Okamoto. D-39-9408-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hisajiro Okamoto, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan),

2. That the property described as follows: Cash in the sum of \$314.67, presently in the possession of the Treasury Department of the United States in Trust Fund Account, Symbol 158915, "Deposits, Funds of Civilian Internees and Prisoners of War," and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Hisajiro Okamoto, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all actions required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 15, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-10539; Filed, Dec. 2, 1948;
8:54 a. m.]

[Vesting Order 12335]

HENRIETTE SCHUTZ

In re: Bank account owned by Henriette Schutz. F-28-8693-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Henriette Schutz, whose last known address is Bruckendorf Uber Alenstein, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Henriette Schutz, by the Marshall & Ilsley Bank, 721 North Water Street, Milwaukee 1, Wisconsin, arising out of a savings account, account number 51695, entitled Mrs. Henriette Schutz, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 15, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-10540; Filed, Dec. 2, 1948;
8:55 a. m.]

[Vesting Order 12389]

VALENTIN WALETZKO

In re: Debt owing to Valentin Waletzko, as domiciliary administrator of Adolf Josef Proske, deceased, and others. F-28-6603-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Valentin Waletzko, whose last known address is Munich, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the heirs, next of kin, legatees and distributees of Adolf Josef Proske, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That the property described as follows: That certain debt or other obligation owing to Valentin Waletzko, as domiciliary administrator of Adolf Josef Proske, deceased, by Philip F Farley, 250 Park Avenue, New York, New York, in the amount of \$432.78, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Valentin Waletzko, as domiciliary administrator of Adolf Josef Proske, deceased, and the heirs, next of kin, legatees and distributees of Adolf Josef Proske, deceased, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof and the heirs, next of kin, legatees and distributees of Adolf Josef Proske, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 15, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-10541; Filed, Dec. 2, 1948;
8:55 a. m.]

[Vesting Order 12390]

YAMANAKA & CO., LTD., ET AL.

In re: Debts owing to Yamanaka & Co., Ltd., and others.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Yamanaka & Co., Ltd., the last known address of which is Osaka, Japan, is a corporation organized under the laws of Japan and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan)

2. That Yamanaka & Co., Ltd., (London) a corporation, partnership, association or other business organization, organized under the laws of England, whose principal place of business was located at 166 Piccadilly, W 1, London, England, and which on or since the effective date of Executive Order 8389, as amended, was or has been controlled by, or a substantial part of the stock, shares, bonds, debentures, notes, drafts, or other securities or obligations of which, was or has been owned or controlled, directly or indirectly, by the aforesaid Yamanaka & Co., Ltd., Osaka, Japan, is a national of a designated enemy country (Japan)

3. That Yamanaka & Co., Ltd., (Shanghai) a corporation, partnership, association, or other business organization, organized under the laws of China, whose principal place of business was located at Shanghai, China, and which on or since the effective date of Executive Order 8389, as amended, was or has been controlled by, or a substantial part of the stock, shares, bonds, debentures, notes, drafts or other securities or obligations of which, was or has been owned or controlled, directly or indirectly, by the aforesaid Yamanaka & Co., Ltd., Osaka, Japan, and is a national of a designated enemy country (Japan)

4. That Kichitaro Yamanaka, whose last known address is Osaka, Japan, is a resident of Japan and a national of a designated enemy country (Japan),

5. That the property described as follows:

a. That certain debt or other obligation owing to Yamanaka & Co., Ltd., London, England, by Yamanaka & Co., Inc. (Massachusetts) 120 Broadway, New York, New York, in the amount of \$2,763.20, as of December 31, 1944, together with any and all accruals thereto and any and all rights to demand, enforce and collect the aforesaid debt or other obligation, and

b. That certain debt or other obligation owing to Yamanaka & Co., Ltd., London, England, by Yamanaka & Co., Inc. (New York), 120 Broadway, New York, New York, in the amount of \$1,580.46, as of December 31, 1944, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evi-

dence of ownership or control by, Yamanaka & Co., Ltd., London, England, the aforesaid national of a designated enemy country (Japan),

6. That the property described as follows: That certain debt or other obligation owing to Yamanaka & Co., Ltd., Shanghai, China, by Yamanaka & Co., Inc. (Massachusetts), 120 Broadway, New York, New York, in the amount of \$472.13, as of December 31, 1944, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, and which is evidence of ownership or control by, Yamanaka & Co., Ltd., Shanghai, China, the aforesaid national of a designated enemy country (Japan)

7. That the property described as follows: That certain debt or other obligation owing to Kichitaro Yamanaka, by Yamanaka & Co., Inc. (New York), in the amount of \$2,500.00, as of December 31, 1944, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Kichitaro Yamanaka, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

8. That Yamanaka & Co., Ltd., London, England, and Yamanaka & Co., Ltd., Shanghai, China, are controlled by or acting for or on behalf of a designated enemy country (Japan) or persons within such country and are nationals of a designated enemy country (Japan),

9. That to the extent that the persons named in subparagraphs 1, 2, 3, and 4 hereof, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 15, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-10542; Filed, Dec. 2, 1948;
8:55 a. m.]

[Vesting Order 12391]

SHUNOSUKE YOSHIMOTO AND YUKIE SUZUKI

In re: Bank account owned by Shunosuke Yoshimoto and Yukie Suzuki, also known as Yukio Suzuki.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Shunosuke Yoshimoto, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That Yukie Suzuki, also known as Yukio Suzuki, whose last known address is Yokohama, Japan, is a resident of Japan and a national of a designated enemy country (Japan)

3. That the property described as follows: That certain debt or other obligation of Emigrant Industrial Savings Bank, New York, New York, arising out of a Savings Account, Account No. 329911, entitled Shunosuke Yoshimoto or Yukie Suzuki, maintained at the Branch Office of the aforesaid bank located at 5 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Shunosuke Yoshimoto and Yukie Suzuki, also known as Yukio Suzuki, the aforesaid nationals of a designated enemy country (Japan)

and it is hereby determined:

4. That to the extent that the persons named in subparagraphs 1 and 2 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 15, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10543; Filed, Dec. 2, 1948;
8:55 a. m.]

[Vesting Order 12263]

NASSAUSISCHE LANDESBANK-LANDESBANKSTELLE

In re: Bond, stock and coupons owned by Nassausche Landesbank-Landesbankstelle. F-28-1347-A-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Nassausche Landesbank-Landesbankstelle, the last known address of which is Frankfurt A/M, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Frankfurt am Main, Germany, and is a national of a designated enemy country (Germany),

2. That the property described as follows:

a. Two certificates of Deposit for Seaboard Air Line Railway Co., 1st and Consolidated Series A 6% Gold Bonds, of \$500.00 face value each, in bearer form, bearing the numbers D913/914, presently in the custody of The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, is an account numbered F36256, entitled Nassausche Landesbank-Landesbankstelle—Frankfurt A/M, Germany—Clients Account, together with any and all rights thereunder and thereto, and any and all rights under a plan of reorganization of August 1946,

b. Eleven (11) shares of \$100.00 par value 5% Cumulative preferred capital stock of Missouri Pacific Railroad Company, Missouri Pacific Building, St. Louis 3, Missouri, a corporation organized under the laws of the State of Missouri, evidenced by certificates numbered 074417 for five (5) shares, 074414 for two (2) shares and 074415 for four (4) shares, registered in the name of Egger & Co., and presently in the custody of The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, in an account numbered F36256, entitled Nassausche Landesbank-Landesbankstelle—Frankfurt A/M, Germany—Clients Account, together with all declared and unpaid dividends thereon,

c. Two (2) coupons of \$35.00 face value each, detached from 7% State of San Paulo bonds numbered M6414/15 of \$1,000.00 face value each, said coupons presently in the custody of The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, in an account numbered F36256, entitled Nassausche Landesbank-Landesbankstelle—Frankfurt A/M, Germany—Clients Account, together with any and all rights thereunder and thereto, and

d. Four (4) coupons of \$81.25 aggregate face value, detached from 6½% City of Rio De Janeiro bonds numbered D1753/55 of \$500.00 face value each, and M20204, said coupons presently in the custody of The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, in an account numbered F36256, entitled Nassausche Landesbank - Landesbankstelle - Frankfurt A/M, Germany—Clients Account, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid

national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 27, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director
Office of Alien Property.

[F. R. Doc. 48-10544; Filed, Dec. 2, 1948;
8:55 a. m.]

[Return Order 184, Amdt.]

LOUISE MARY HARDY

Return Order No. 184, dated September 10, 1948, published in the FEDERAL REGISTER on September 16, 1948 (13 F. R. 5416) is hereby amended as follows and not otherwise:

By adding thereto, under "Property" the following securities, presently in the custody of the Safekeeping Department of the Federal Reserve Bank of New York:

8 shares of Air Reduction Company Incorporated, (New York) no par value common stock, Certificate No. 114363, registered in the name of the Allen Property Custodian.

3 shares of The American Tobacco Company (New Jersey) \$25.00 par value common stock, Certificate No. 187277, registered in the name of the Attorney General of the United States.

9 shares of Armstrong Cork Company (Pennsylvania) no par value \$3.75 Cumulative Preferred stock, Certificate No. 163, registered in the name of the Allen Property Custodian.

17 shares of Delaware Power & Light Company (Delaware) \$13.50 par value common stock, Certificate No. 91033, registered in the name of the Allen Property Custodian.

8 shares of Louisville and Nashville Railroad Company (Kentucky) \$59.00 par value capital stock, Certificate No. 670, registered in the name of the Allen Property Custodian.

7 shares of J. C. Penney Company (Delaware) no par value common stock, Certificate No. 5978, registered in the name of the Allen Property Custodian.

63 shares of Philadelphia Electric Company (Pennsylvania) no par value common stock, Certificate No. 163334, registered in the name of the Allen Property Custodian.

17 shares of Public Service Electric and Gas Company (New Jersey) no par value common stock, Certificate No. 74064, registered in the name of the Attorney General of the United States.

NOTICES

1 share of South Jersey Gas Company (New Jersey) \$5.00 par value common stock, Certificate No. 48098, registered in the name of the Attorney General of the United States. 7/10ths share of Fractional Script Certificate for South Jersey Gas Company (New Jersey) \$5.00 par value common stock, Certificate No. 383, in bearer form.

8 shares of Socony-Vacuum Oil Company, Incorporated (New York) \$15.00 par value capital stock, Certificate No. 425570, registered in the name of the Alien Property Custodian.

Executed at Washington, D. C. on November 29, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10545; Filed, Dec. 2, 1948; 8:56 a. m.]

[Return Order 179]

ATELIERS DE CONSTRUCTION MECANIQUE DE TIRLEMONT

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant and Claim No., Notice of Intention to Return Published, and Property

Ateliers de Construction mecanique de Tirlemont, Tirlemont, Belgium; Claim No. 6889; July 27, 1948 (13 F. R. 4308); \$3,707.22 in the Treasury of the United States.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on November 29, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10546; Filed, Dec. 2, 1948; 8:56 a. m.]

[Return Order 212]

KARL PLACH AND CHRISTINE KRAUPAR

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant and Claim No., Notice of Intention to Return Published, Property

Karl Plach, Vienna, Austria; 6566; October 21, 1948 (13 F. R. 6186); \$5,719.17 in the Treasury of the United States.

Christine Kraupar, Vienna, Austria; 6566; October 21, 1948 (13 F. R. 6186); \$5,719.16 in the Treasury of the United States.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on November 29, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10547; Filed, Dec. 2, 1948; 8:56 a. m.]

[Return Order 213]

LEON IDZIKOWSKI

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned after adequate provision for taxes and conservatory expenses:

Claimant and Claim No., Notice of Intention to Return Published, and Property

Mieczyslaw Idzikowski d/b/a "Leon Idzikowski," Krucza Street 46, Warsaw, Poland; 5739; October 21, 1948 (13 F. R. 6185); Property to the extent owned by claimant immediately prior to vesting thereof, described in Vesting Order No. 4033 (9 F. R. 13269, November 8, 1944) relating to certain copyrights identified by assignments in the United States Copyright Office (listed in Exhibit A of said vesting order), including royalties pertaining thereto in the amount of \$1,698.08.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on November 26, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10548; Filed, Dec. 2, 1948; 8:56 a. m.]

[Return Order 214]

M. ARCT ZAKLADY WYDAWNICAE, SPOLKA AKCYJNA

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned after adequate provision for taxes and conservatory expenses:

Claimant and Claim No., Notice of Intention to Return Published, and Property

M. Arct Zaklady Wydawnicac, Spolka Akcyjna, 35 Nowy Swiat, Warsaw, Poland; 5740; October 21, 1948 (13 F. R. 6187); Property to the extent owned by claimant immediately prior to the vesting thereof, described in Vesting Order No. 4033 (9 F. R. 13269, November 8, 1944) relating to certain copyrights identified by assignments in the United States Copyright Office (listed in Exhibit A

of said vesting order), including royalties pertaining thereto in the amount of \$2,831.72.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on November 26, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10549; Filed, Dec. 2, 1948; 8:56 a. m.]

[Vesting Order 12382]

SHIZUO NAKATA

In re: Cash owned by Shizuo Nakata. F-39-6288.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Shizuo Nakata whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan),

2. That the property described as follows: Cash in the sum of \$699.49, presently in the possession of the Treasury Department of the United States in Trust Fund Account, Symbol 158915, "Deposits, Funds of Civilian Internees and Prisoners of War," and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Shizuo Nakata, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 15, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10409; Filed, Dec. 1, 1948; 8:51 a. m.]